

### **AMENDMENTS TO THE CLAIMS**

This listing of claims will replace all prior versions, and listings, of claims in the application:

#### **Listing of claims:**

Claims 1-21. **(Canceled)**

Claim 22. **(Currently Amended)** A device for family planning or contraception, comprising: a means (1) for determining basal temperature, a means (7) for input of the first day of the cycle, a means (8) for input of the property of ~~the~~ saliva, a device for processing the data (13) made available by the means (1, 7, 8),  
a memory device (14) for storing at least some of the data made available and a display device (4),  
whereby the device for processing the data is designed such that a conclusion regarding ~~the~~ a woman's fertility on any given day is determined as a function of at least some of the data made available by each means and this conclusion can be displayed via the display device and the data are weighted differently in determining the conclusion regarding the woman's fertility.

Claim 23. **(Cancelled)**

Claim 24. **(Currently Amended)** The device according to claim ~~[[2]]~~ 22, ~~characterized in that~~ wherein the weighting of the data can be varied as a function of the stored data formerly made available.

Claim 25. **(Currently Amended)** The device according to claim ~~[[2]]~~ 22, ~~characterized in that~~ wherein the conclusion regarding the woman's fertility depends on the data made available by the means (1) for determining the basal temperature to a greater extent than on the data made available by the

means (7) for input of the first day of the woman's cycle, and the data made available by the means (7) for input of the first day of the woman's cycle in turn has a greater influence on the conclusion regarding her fertility than does the data made available by the means (8) for input of the properties of the saliva.

Claim 26. **(Cancelled)**

Claim 27. **(Currently Amended)** The device according to claim 22, ~~characterized in that~~ wherein the device is equipped for processing data, such that the conclusion regarding a woman's fertility differentiates between possible fertile and infertile days and that the possible fertile and infertile days are displayed visually in different ways.

Claim 28. **(Currently Amended)** The device according to claim 27, ~~characterized in that~~ wherein that the display device shows the possible fertile days in red and the possible infertile days in green.

Claim 29. **(Currently Amended)** The device according to claim 27, ~~characterized in that~~ wherein transition days are also provided in the conclusion regarding the woman's fertility; these are days when no distinction is made between possible fertile days and possible infertile days, and the transition days are displayed differently visually than the possible fertile days and infertile days.

Claim 30. **(Currently Amended)** The device according to claim 29, ~~characterized in that~~ wherein the display device displays the transition days in yellow.

Claim 31. **(Currently Amended)** The device according to claim 27, ~~characterized~~ wherein by a means for recognizing an increase in temperature from the data made available by the means (1) for determining the basal temperature, whereby in determining the conclusion regarding the woman's fertility, a distinction is

made between a first phase of the cycle at the beginning of the cycle and a second phase of the cycle after the rise in temperature is detected.

- Claim 32. **(Currently Amended)** The device according to claim 31, ~~characterized in that~~ wherein up to ~~a first point in time, for example,~~ the end of the second cycle registered by the device, the number of possible fertile days is preselected in the conclusion regarding the woman's fertility in the second phase of the cycle.
- Claim 33. **(Currently Amended)** The device according to claim 32, ~~characterized in that~~ wherein after the first point in time, the number of possible fertile days is determined as a function of an analysis of stored data in the conclusion regarding the woman's fertility in the second phase of the cycle.
- Claim 34. **(Currently Amended)** The device according to claim 33, ~~characterized in that~~ wherein an indicator for the regularity of the duration of the cycle and/or the course of the cycle is derived from the stored data, and the number of possible infertile days is determined as a function of this indicator ~~and/or~~ the number of cycles registered by the device is determined in the conclusion regarding the woman's fertility in the second phase of the cycle.
- Claim 35. **(Currently Amended)** The device according to claim 31, ~~characterized in that~~ wherein the number of possible fertile days is determined and/or influenced as a function of the data made available by the means (8) for input of the properties of the saliva in the conclusion regarding fertility in the second phase of the cycle.
- Claim 36. **(Currently Amended)** The device according to claim 31, ~~characterized in that~~ wherein up to ~~a second point in time, e.g.,~~ the end of the fifth cycle registered by the device, the number of possible infertile days is preselected in the conclusion regarding the woman's fertility in the first phase of the cycle.

- Claim 37. **(Currently Amended)** The device according to claim 36, ~~characterized in that~~ wherein after the second point in time, the number of possible infertile days is determined as a function of an analysis of stored data in the conclusion regarding the woman's fertility in the first phase of the cycle.
- Claim 38. **(Currently Amended)** The device according to claim 37, ~~characterized in that~~ wherein a quality factor is derived from the stored data, and after the second point in time, in the conclusion regarding the woman's fertility in the first phase of the cycle, the number of possible infertile days is determined as a function of the quality factor ~~and/or~~ the number of periods registered by the device is determined as a function of some data from the means (7) for input of the first day of the cycle.
- Claim 39. **(Currently Amended)** The device according to claim 22, ~~characterized by~~ wherein a time measuring device and an interactive device for instructing a user to input data after a predetermined period of time has elapsed.
- Claim 40. **(Currently Amended)** The device according to claim 39, ~~characterized in that~~ wherein the interactive device is designed so that an input of the properties of the saliva is instructed 5-10 times per cycle.
- Claim 41. **(Currently Amended)** The device according to claim 22, ~~designed so that~~ wherein fluctuations in temperature that are not due to the cycle but instead are caused by ~~other factors such as~~ a cold or a migraine are recognized and ~~then to~~ discarded this data when determining the possible fertile and/or infertile days.
- Claim 42. **(Currently Amended)** The device according to claim 22, ~~designed so that~~ wherein a cycle and in particular the duration or the course of the cycle are recognized.
- Claim 43. **(New)** The device according to claim 22, wherein the weighting of the data made available by the means (1) for determining the basal temperature

amounts to about 50-90%, the weighting of the data made available by the means (7) for input of the first day of the woman's cycle amounts to about 5-35%, and weighting of the data made available by the means (8) for input of the properties of the saliva amounts to about 2-20%,

Claim 44. **(New)** The device according to claim 22, wherein the weighting of the data made available by the means (1) for determining the basal temperature amounts to about 60-80%, the weighting of the data made available by the means (7) for input of the first day of the woman's cycle amounts to about 10-30%, and weighting of the data made available by the means (8) for input of the properties of the saliva amounts to about 5-15%,